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Jeffrey R. Filipek

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Signature

April 6, 2004  
Date

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of : Confirmation No. 2849

Mitsuaki OSHIMA : Docket No. 2000\_1727

Serial No. 09/740,068 : Group Art Unit 2615

Filed December 20, 2000 : Examiner R. Chevalier

COMMUNICATION SYSTEM

Petition Under 37 CFR 1.183 to Accept Substitute Specification in Reissue Application

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

This is a petition under 37 CFR 1.183 for waiver of 37 CFR 1.125(d) (which indicates that substitute specifications are not permitted in a reissue application).

The PTO is hereby authorized to charge the petition fee for the present petition to deposit account no. 23-0975.

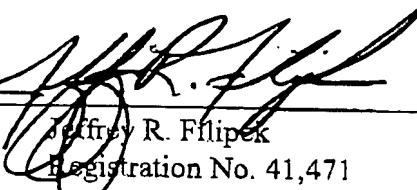
The present application and reissue application 09/698,367 are both reissue divisional applications of reissue application 09/653,482. Reissue application 09/698,367 has issued as RE38483 and included the same substitute specification at issue in the present application. Thus, the substitute specification at issue here has been entered in a related reissue application that has already issued as a reissued patent. Accordingly, it is respectfully requested that the PTO waive Rule 183 and accept the substitute specification filed October 2, 2003 in the present reissue application.

In addition to the above, it is also requested that Rule 312 be waived to allow entry of the Amendment filed March 30, 2004 after payment of the issue fee so that the first paragraph of the specification can be updated to include cross references to related reissue applications for which serial numbers have recently been assigned.

Please contact the undersigned by telephone if necessary to resolve any remaining issues.

Respectfully submitted,

Mitsuaki OSHIMA

By 

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April 6, 2004